

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)
)
MARIANNA TEL., INC.)
)
Application for Authority to Resell International)
Switched Telecommunications Service)

FCC/MELLON

OCT 25 2001

File No.

RECEIVED

NOV 28 2001

Telecom Division
International Bureau

**APPLICATION FOR STREAMLINED
INTERNATIONAL SECTION 214 AUTHORITY**

Marianna Tel., Inc. ("MTI" or "Applicant") requests authorization, pursuant to Section 214 of the Communications Act and Section 63.18 of the Commission's Rules, to resell the switched telecommunications services of other common carriers between the United States and international points. See 47 U.S.C. § 214 (1988); International Section 214 Streamlining Order, 61 Fed. Reg. 15,724, 15,729 (1995) (codified at 47 C.F.R. § 63.18).

MTI requests authorization to operate as a resale carrier pursuant to the terms and conditions of Section 63.18(e)(2) of the Rules. Unless formally opposed, the present application qualifies for streamlined treatment under Section 63.12 of the Rules. See International Section 214 Streamlining Order, *supra* at 15,728 (codified at 47 C.F.R. §§ 63.12).

MTI's proposal will permit it to purchase switched international telecommunications services from other carriers at volume discounts, and to offer attractive service options to its customers. The public interest will be served by MTI's ability to offer these additional service options to its customers.

Grant of this application will serve the public interest, convenience and necessity and in support thereof, the following information is submitted pursuant to Section 63.18 of the Commission's Rules:

- a) Name, address, and telephone number of Applicant are:

Marianna Tel., Inc.
17 Magnolia Avenue (P.O. Box 308)
Marianna, PA 15345
Telephone: (724) 267-3333
Facsimile: (724) 267-3938

- b) Applicant is organized as a corporation under the laws of:

Pennsylvania

- c) Correspondence concerning the application should be addressed to:

Larry Hunt
FairPoint Communications, Inc.
521 East Morehead Street, Suite 250
Charlotte, NC 28210
Telephone: (704) 344-8150
Facsimile: (704) 344-8121

with copies to legal counsel:

Gerard J. Duffy
Blooston, Mordkofsky, Dickens, Duffy & Prendergast
2120 L Street, N.W., Suite 300
Washington, D.C. 20037
Telephone: (202) 659-0830
Facsimile: (202) 828-5568

- d) MTI has not previously received authority under Section 214 of the Communications Act, 47 U.S.C. 214. With the grant of this application, MTI will have international switched resale authority under Section 214 of the Communications Act.
- e) MTI is requesting authority under Section 214 of the Communications Act, 47 U.S.C. §214, to operate as a resale carrier pursuant to the terms and conditions of Section 63.18(e)(2) of the Commission's Rules, 47 C.F.R. §63.18(e)(2).

CERTIFICATIONS

Affiliations

MTI certifies that it is not a foreign carrier, and that it does not have an affiliation with any foreign carrier.

MTI certifies that it does not have an affiliation with any of the U.S. carriers whose facilities-based international services it proposes to resell.

The name, address, citizenship and principal business of the only entity with a ten percent or greater ownership interest in MTI is:

<u>Name/Address</u>	%	<u>Owned</u>	<u>Citizen</u>	<u>Principal Business</u>
Marianna and Scenery Hill Telephone Company 17 Magnolia Avenue (P.O. Box 308) Marianna, PA 15345	100.0%		PA Corp.	Local exchange carrier

In turn, the name, address, citizenship and principal business of the sole entity with a ten percent or greater ownership interest in Marianna and Scenery Hill Telephone Company ("MASHTC") is:

<u>Name/Address</u>	%	<u>Owned</u>	<u>Citizen</u>	<u>Principal Business</u>
MJD Ventures, Inc. 521 E. Morehead St. Charlotte, NC 28202	100.0%		DE Corp.	Telecommunications Holding Company

The name, address, citizenship and principal business of the only entity having a ten percent or greater ownership interest in MJD Ventures, Inc. is:

<u>Name/Address</u>	%	<u>Owned</u>	<u>Citizen</u>	<u>Principal Business</u>
FairPoint Communications, Inc. 521 E. Morehead St. Charlotte, NC 28202	100.0%		DE Corp.	Telecommunications Holding Company

FairPoint Communications, Inc. is a holding company which owns rural telephone and other telecommunications interests. The names, addresses, citizenship and principal businesses of the entities having a ten percent or greater voting interest in FairPoint Communications, Inc. are:

<u>Name/Address</u>	<u>% Owned</u>	<u>Citizen</u>	<u>Principal Business</u>
Thomas H. Lee Equity Fund IV, L.P. 75 State Street Boston, MA 02109	46.82%	DE L.P.	Investments

The general partner of Thomas H. Lee Equity Fund IV, L.P. is THL Equity Advisors, IV, LLC. No single individual or entity holds a 10 percent or greater interest in THL and its affiliated funds.

<u>Name/Address</u>	<u>% Owned</u>	<u>Citizen</u>	<u>Principal Business</u>
Kelso Investment Associates V, L.P. 320 Park Avenue, 24th Floor New York, NY 10022	39.71%	DE L.P.	Investments

The general partner of Kelso Investment Associates V, L.P. is Kelso Partners V which, in turn, is owned by Messrs George E. Matelich, Frank T. Nickell, Joseph S. Shuchert, Thomas R. Wall, IV, Michael B. Goldberg, Frank K. Bynum, Jr., and David I. Wahrhaftig, each of whom is a U.S. citizen and a holder of less than a five percent general partnership interest.

MTI: (1) will maintain separate books of account from MASHTC and other affiliated local exchange carriers; (2) will not jointly own transmission or switching facilities with MASHTC or other affiliated local exchange carriers; and (3) will take any tariffed services from MASHTC or other affiliated local exchange carriers pursuant to the terms and conditions of their generally applicable tariffs.

MTI will be treated as a nonregulated affiliate for purposes of local exchange carrier

accounting under the Commission's joint cost and affiliate transactions rules as set forth in Parts 32 and 64 of the Commission's Rules.

Foreign Concessions and Arrangements

MTI certifies that it has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses market power on the foreign end of the route and that it will not enter into such agreements in the future.

Anti-Drug Abuse Act Certification

MTI certifies that, to the best of its knowledge and belief, no party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. 862.

CONCLUSION

In light of the foregoing, MTI respectfully submits that the public interest, convenience and necessity would be served by a grant of the Section 214 authorization sought, and that such authorization should be issued to it for purposes of reselling the switched services of other common carriers to provide international switched telecommunications services between the United States and international points.

Respectfully submitted,
MARIANNA TEL., INC.

By: Michael J. Stein

Printed Name: MICHAEL J. STEIN

Title: VICE PRESIDENT

Date: 10/24/01

Counsel:
Gerard J. Duffy
Blooston, Mordkofsky, Dickens,
Duffy & Prendergast
2120 L Street, N.W., Suite 300
Washington, D.C. 20037
Phone: (202) 659-0830
Fax: (202) 828-5568

CERTIFICATE OF SERVICE

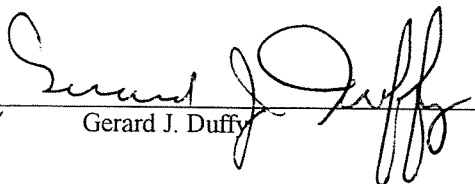
I, Gerard J. Duffy, hereby certify that I am an attorney with the law firm of Blooston, Mordkofsky, Dickens, Duffy & Prendergast and that a copy of the foregoing "**Application for Streamlined Section 214 Authority**" was served this 25th day of October, 2001, by first class mail as indicated, to the persons listed below.

The Honorable Mark Schweiker
State Capitol
Office of the Governor
225 Main Capitol
Harrisburg, PA 17120

The Honorable Colin L. Powell
Secretary of State
United States Department of State
2201 C Street, N.W.
Washington, D.C. 20520

The Honorable Donald H. Rumsfeld
Secretary of Defense
1000 Defense Pentagon
The Pentagon
Washington, D.C. 20301

Qualex International
445 12th Street, S.W., CY-B402
Washington, D.C. 20054


Gerard J. Duffy

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE

Approved by OMB
3060-0589
Page No **1** of **1**

(1) LOCKBOX #

358115

SPECIAL USE

FCC USE ONLY

SECTION A - PAYER INFORMATION

(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card)

Blooston, Mordkofsky, Dickens, Duffy & Prendergast

(3) TOTAL AMOUNT PAID (U.S. Dollars and cents)

\$815.00

(4) STREET ADDRESS LINE NO. 1

2120 L Street, NW

(5) STREET ADDRESS LINE NO. 2

(6) CITY

Washington

(7) STATE

DC

(8) ZIP CODE

20037

(9) DAYTIME TELEPHONE NUMBER (include area code)

(202) 659-0830

(10) COUNTRY CODE (if not in U.S.A.)

FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED

(11) PAYER (FRN)

(12) PAYER (TIN)

521136273

IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B
IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)

(13) APPLICANT NAME

Marianna Tel., Inc.

(14) STREET ADDRESS LINE NO. 1

17 Magnolia Avenue

(15) STREET ADDRESS LINE NO. 2

P.O. Box 308

RECEIVED

(16) CITY

Marianna

(17) STATE

PA

(18) ZIP CODE

15345 V 2-8 2001

(19) DAYTIME TELEPHONE NUMBER (include area code)

(724) 267-3333

(20) COUNTRY CODE (if not in U.S.A.)

FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED
Telecom Division
International Bureau

(21) APPLICANT (FRN)

(22) APPLICANT (TIN)

232917841

COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET

(23A) CALL SIGN/OTHER ID

(24A) PAYMENT TYPE CODE

(25A) QUANTITY

CUT

1

(26A) FEE DUE FOR (PTC)

\$815.00

(27A) TOTAL FEE

\$815.00

FCC USE ONLY

(28A) FCC CODE 1

(29A) FCC CODE 2

(23B) CALL SIGN/OTHER ID

(24B) PAYMENT TYPE CODE

(25B) QUANTITY

(26B) FEE DUE FOR (PTC)

(27B) TOTAL FEE

FCC USE ONLY

(28B) FCC CODE 1

(29B) FCC CODE 2

SECTION D - CERTIFICATION

(30) CERTIFICATION STATEMENT

I, **Gerard J. Duffy**, certify under penalty of perjury that the foregoing and supporting information is true and correct to the best of my knowledge, information and belief. SIGNATURE _____ DATE _____

SECTION E - CREDIT CARD PAYMENT INFORMATION

(31)

MASTERCARD/VISA ACCOUNT NUMBER:

EXPIRATION

MASTERCARD

VISA

I hereby authorize the FCC to charge my VISA or MASTERCARD for the service(s)/authorization herein described.

SIGNATURE _____ DATE _____

BLOOSTON MORDKOFKY DICKENS 01-98
DUFFY & PRENDERGAST
2120 L STREET, N.W., SUITE 300
WASHINGTON, DC 20037-1527

SUNTRUST BANK
WASHINGTON, DC 20003-1192
15-52/540

1725

10/25/2001

PAY TO THE ORDER OF Federal Communications Commission

\$ **815.00

Eight Hundred Fifteen and 00/100*****

DOLLARS

Federal Communications Commission

MEMO Marianna & Scenery Hill Telephone

Eugene Maligovsky

⑈001725⑈ ⑆054000522⑆ 206559445⑈

BLOOSTON MORDKOFKY DICKENS

Federal Communications Commission

1725

Date	Type	Reference	Original Amt.	Balance Due	10/25/2001	Discount	Payment
10/25/2001	Bill	4347	815.00	815.00			815.00
						Check Amount	815.00

RECEIVED
NOV 28 2001
Telecom Division
International Bureau

Checking account Marianna & Scenery Hill Telephone

815.00